IN THE HIGH COURT OF UTTARAKHAND AT NAINITAL.

Writ Petition No. 814(S/S)2007

Smt. Kamla Verma W/o Sri Praveen Verma,
Resident of Shandarwala,
District Dehradun. ---- Petitioner.

Vs.

1. State of Uttarakhand through Secretary Education, Uttarakhand Shasan, Dehradun,
2. Director, Education, Uttarakhand, Dehradun,
3. District Education Officer, New Tehri, Tehri Garhwal.
4. Addl. District Education Officer (Basic), New Tehri, Tehri Garhwal. ---- Respondents.

Sri Subhash Upadhyay, learned Counsel for the petitioner and
Sri Paresh Tripathi, learned Standing Counsel for the State of Uttarakhand.

Hon'ble M.M. Ghildiyal, J.

Heard Sri Subhash Upadhyay, learned Counsel for the petitioner and Paresh Tripathi, leaned Standing Counsel for State of Uttarakhand/respondents.

By means of this writ petition, the petitioner has prayed for the following relief:-

i. Issue a writ, order or direction in the nature of certiorari quashing the impugned order dated 14.06.2007 (annexure no. 6) to the writ petition) so far as it relates to the petitioner,

ii. Issue a writ, order or direction in the nature of mandamus staying the effect and operation of the impugned order dated 14.06.2007 (annexure no. 6 to the writ petition) so far as it relates to the petitioner, during the pendency of the writ petition,

iii. Issue a writ, order or direction which this Hon'ble Court may deem fit and proper in the circumstances of the case,

iv. To award the petition in favour of the petitioner.

Sole grievance of the petitioner is that the initial absorption of Smt. Bhagwati Kodnana, Assistant Teacher, Primary School Bhigarki dated 19.05.2000, is not genuine. It is submitted that raising all her grievances, the petitioner has already moved a representation before the Addl. District Education Officer (Basic), Tehri Garhwal/ respondent no. 4 on 27.06.2007, contained as annexure no. 7 to the writ petition, which is still pending before him.

During the course of arguments, learned counsel for the petitioner has submitted that the respondent no. 4 may be directed to take decision on the representation of the petitioner within the period prescribed by this Court.

The prayer is innocuous.

Accordingly, I direct the respondent no. 4 to inquire into the matter, on the allegations made by the petitioner against Smt. Bhagwati for her absorption in the institution and, after conducting inquiry, pass order on the representation of the petitioner dated 27.06.2007 (annexure no. 7 to the writ petition) by speaking order within a period of two weeks from the date of production of a certified copy of this order.

With these directions, the writ petition is finally disposed of. No order as to costs.

(M.M. Ghildiyal, J.)

July 6, 2007:
NCM: